

GABRIEL BLACK

CRB
550

FILED

JUN 9 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C §§ 1983

Name GABRIEL BLACK
(Last) (First) (Initial)Prisoner Number V-65533 M.C.S.P.Institutional Address PO BOX 409020 DALLAS, TX 75240UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIAGABRIEL BLACK
(Enter the full name of plaintiff in this action.)

vs.

STATE OF CALIFORNIA
City of San Jose

(Enter the full name of the defendant(s) in this action.)

CV 08

2893

Case No. CC 448323
(To be provided by the Clerk of Court)COMPLAINT UNDER THE
CIVIL RIGHTS ACT,
Title 42 U.S.C § 1983CRB
(PR)

E-filing

[All questions on this complaint form must be answered in order for your action to proceed..]

I. Exhaustion of Administrative Remedies.

[Note: You must exhaust your administrative remedies before your claim can go forward. The court will dismiss any unexhausted claims.]

A. Place of present confinement MULE CREEK STATE PRISON

B. Is there a grievance procedure in this institution?

YES () NO ☒

C. Did you present the facts in your complaint for review through the grievance procedure?

YES () NO ☒

D. If your answer is YES, list the appeal number and the date and result of the appeal at each level of review. If you did not pursue a certain level of appeal, explain why.

COMPLAINT

- 1 -

08 2893 CRB

1 1. Informal appeal _____

2
3
4 2. First formal level ← 1st level of conviction

5
6
7 3. Second formal level appellate court

8
9
10 4. Third formal level State Supreme Court

11
12
13 E. Is the last level to which you appealed the highest level of appeal available to
14 you?

15 YES (X) NO ()

16 F. If you did not present your claim for review through the grievance procedure,
17 explain why. NEVER WILL

18
19
20 II. Parties.

21 A. Write your name and your present address. Do the same for additional plaintiffs,
22 if any.

23
24
25
26 B. Write the full name of each defendant, his or her official position, and his or her
27 place of employment.

1
2
3
4
5 III. Statement of Claim.

6 State here as briefly as possible the facts of your case. Be sure to describe how each
7 defendant is involved and to include dates, when possible. Do not give any legal arguments or
8 cite any cases or statutes. If you have more than one claim, each claim should be set forth in a
9 separate numbered paragraph.

10 IN MY CASE. AS A third striker I
11 STATED victim would not lie and that
12 I WAS INNOCENT. CRIME WAS 3 seconds
13 long. I WAS ASLEEP during crime
14 because I passed out. due to my wife
15 BEING stalked by JESSE Granddab-. I
16 WAS going from room to room because
17 she stated He had come to her window
18 ONE ONCE. I'm not asking for justice
19 I'm ASKING that my case
20 be recorded
21
22

23 IV. Relief.

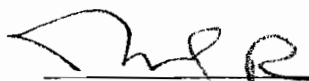
24 Your complaint cannot go forward unless you request specific relief. State briefly exactly
25 what you want the court to do for you. Make no legal arguments; cite no cases or statutes.

26 I AM ASKING for NOICM AND for
27 (H) RECORD
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

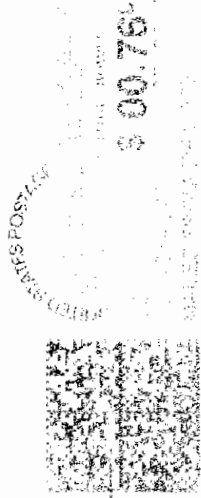
I declare under penalty of perjury that the foregoing is true and correct.

Signed this 28 day of May, 20 08



(Plaintiff's signature)

Gabriel Black
V-65533 A5-113-
MCD
PO Box 409020
DANE, CD. 95604



Office of the Clerk
Northern District of Calif
450 Golden Gate Ave
San Francisco, CA

94102